HON'BLE SRI JUSTICE A. GOPAL REDDY

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WRIT PETITION NO.7408 OF 2006

DATE:17.04.2006

Between:

Pasam Srinivasa Reddy

..... PETITIONER

AND

The Government of A.P. through the

Principal Secretary to Irrigation & Command

Area Development (General.IV) Department,

Jalasoudha Buildings, Hyderabad &

Two others

.....RESPONDENTS

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HON'BLE MR JUSTICE A. GOPAL REDDY

W.P. No.7408 OF 2006

ORDER:

By way of filing this Writ Petition, the petitioner seeks to declare the action of the third respondent in publication of the final voters list, dated 10.4.2006 for the elections of No.5 Krosur village Minor Irrigation Tank Water User's Association, Krosur, as arbitrary and illegal.

It is well settled that once the election process sets in motion, the same cannot be thwarted by invoking the powers under Article 226 of the Constitution of India and the writ petition to quash the election schedule on the ground of illegality in preparation of electoral roll is not maintainable. If there was any breach of rule or certain mandatory provisions of the rules were not complied with while preparing the electoral roll the same could be challenged by way of an election petition after the elections are over. In view of the same, I see no grounds to entertain the writ petition.

Accordingly, the writ petition is dismissed at the admission stage. No costs.

A. GOPAL REDDY, J

17th APRIL, 2006.

Tsr